

Dated: October 31, 2022

TESTIMONY OF JAMES RALPH BAUDER, OF CALGARY, ALBERTA, CANADA PERTAINING TO THE CANADA UNITY - CONVOY FOR FREEDOM – OPERATION BEARHUG OTTAWA EVENT THAT LED TO THE UNLAWFUL IMPLIMENTATION AND UNLAWFUL USE OF THE CANADIAN EMERGENCIES ACT.

The grounds for invoking the Emergencies Act required in section 3:

National emergency

3 For the purposes of this Act, a ***national emergency*** is an urgent and critical situation of a temporary nature that

- (a) seriously endangers the lives, health or safety of Canadians and is of such proportions or nature as to exceed the capacity or authority of a province to deal with it, or
- (b) seriously threatens the ability of the Government of Canada to preserve the sovereignty, security, and territorial integrity of Canada

- **and that cannot be effectively dealt with under any other law of Canada.**

I have seen thus far in testimony that the protest was not a serious danger to the lives, health, and safety of citizens and that there was no attack on the sovereignty or security of Canada. I will provide further evidence. As well, several City of Ottawa staff and police officers testified that they did not receive any help or even communication from the province. Now Doug Ford is even refusing to attend the commission to testify because he says this is a federal matter. As well no evidence to my knowledge has been given by the Province of Ontario that they could not deal with the matter under existing laws.

I question why this inquiry is investigating the grounds for the invocation of the Emergencies Act on February 14 and not investigating the fact that it was invoked illegally in the first place according to section 17(1) of the Emergencies Act (EA). Only one Minister, Marco Mendicino is the only one record for having invoked the EA (PLEASE CONFIRM). As well this EA commission is supposed to be struck according to section 63(1) of the EA requiring the **entire** Federal Cabinet and Governor in Council, yet only Justin Trudeau struck the committee (PLEASE CONFIRM).

Also, to note: the representatives for Alberta and Saskatchewan testified that they were not consulted as required under section 25 of the EA even though their provinces are identified in the Emergencies Order, which further proves Justin Trudeau, and his Liberal Government overstepped the LAW when they should have followed proper Governance in the first place.

Exhibit Legal - Emergencies Act Order in Council: https://drive.google.com/file/d/1fulh5yZ-HfqU5Wte3ydMU66GzxwnUe_3/view?usp=sharing

Exhibit Legal - Public Order Emergency Commission Order in Council:

<https://drive.google.com/file/d/1BUIR-2UuPPB7-uXTJJf8DPdfAwB14fs3/view?usp=sharing>

Declaration of a public order emergency:

- **17 (1)** When the Governor in Council believes, on reasonable grounds, that a public order emergency exists and necessitates the taking of special temporary measures for dealing with the emergency, the Governor in Council, after such consultation as is required by section 25, may, by proclamation, declare.

- **25 (1)** Subject to subsections (2) and (3), before the Governor in Council issues, continues or amends a declaration of a public order emergency, the lieutenant governor in council of each province in which the effects of the emergency occur shall be consulted with respect to the proposed action.

EA PREAMBLE PARAGRAPH 3:

AND WHEREAS the Governor in Council, in taking such special temporary measures, would be subject to the Canadian Charter of Rights and Freedoms and the Canadian Bill of Rights and must have regard to the International Covenant on Civil and Political Rights, particularly with respect to those fundamental rights that are not to be limited or abridged even in a national emergency;

“Governor in Council—The Governor General, acting on the advice of Cabinet, as the formal executive body that gives legal effect to those decisions of Cabinet that are to have the force of law.”

From this government website: https://www.oag-bvg.gc.ca/internet/English/parl_oag_201602_03_e_41247.html

The only time the executive can issue an order in council without going through the cabinet is in a state of emergency, but they must get approval from the cabinet before they can do this – which Trudeau and his Ministers clearly did not do.

So, Trudeau must get approval of cabinet under section 17(1) on the outset of declaring an emergency then after 7 days under section 58(1) they must get the house and the senate to confirm the declaration to continue. The Liberal Government tried to pretend that they did not have to get any approval for 7 days.

I am claiming that Justin Trudeau, Chrystia Freeland, Marco Mendicino, David Lametti and Bill Blair committed treason because:

Exhibit Legal Information - Treason Incident Report.doc

Was I within my legal rights to peacefully protest during the Emergency Order?

Unless I am reading the law wrong, Yes, I was within my legal rights to peacefully protest during the Emergency Order as per the Emergencies Act in 1988, it states: “AND WHEREAS the Governor in Council, in taking such special temporary measures, would be subject to the Canadian Charter of Rights and Freedoms and the Canadian Bill of Rights and must have regard to the International Covenant on Civil and Political Rights, particularly with respect to those fundamental rights that are not to be limited or abridged even in a national emergency.” So, to be clear, had I relied solely on the Charter of Rights and Freedoms with the assumption that the Emergencies Act was legally evoked, I would have expected potential legal issues based on section 1 of the Charter of Rights which unfortunately due to loopholes in the Charter of Rights this affords our government the power to take away our rights as they see fit. HOWEVER, the good news is, the Canadian Bill of Rights, which applies to ALL federal legislation, has no loopholes, and protects our human rights regardless of the emergencies act.

Secondly, besides the fact that the Canadian Bill of Rights is iron clad and protects my rights, it is my strong belief the Emergency Act was in fact implemented illegally because Justin Trudeau did not seek

the necessary parliamentary consent to invoke the Emergencies Act in the first place as required by section 17(1) of the EA.

As a result of Justin Trudeau overstepping his authority unlawfully, I will be seeking to have this Counsel make strong recommendations to strike all charges imposed upon myself and any of my fellow Canadians that also got wrongfully charged after Justin Trudeau implemented the EA.

MEMORANDUM OF UNDERSTANDING

The question of why I, James Ralph Bauder, of Calgary Alberta Canada initiated the Canada Unity – Convoy for Freedom – Putting Unity into the CommUnity – Operation BearHug Ottawa 1.0 and Operation BearHug Ottawa 2.0 and Sign the MOU campaign.

The Memorandum of Understanding, also referred to as the MOU is briefly summarized as.

A good will, public document designed to open a dialogue between the People of Canada and the Elected officials representing Canadians.

The MOU was drafted by Martin Broadman, James Bauder and Sandra Bauder with the supporting signatures of over 387,000 Canadians. Its sole purpose was to propose a 'come to the table' agreement between elected officials and a Committee of Concerned Citizens in regard to the unlawful COVID mandates.

NOTE: Before going public with the MOU, I contacted Police on Guard for Thee and asked if they would endorse the MOU nationally. When I was given the green light of approval with a public endorsement from the one group on social media I trusted and respected over all others as these are former police officers who know the laws of Canada, my team knew we were on the right path of the Law and History.

In addition to being delivered by Registered Mail to The Governor General of Canada, the Honorable Mary May Simon and the Head of the Senate, The Honorable George J Furey; the MOU was also delivered to The Canadian Human Rights Commission, headed by Chief Commissioner Mary-Claude Landry; The United Nations Human Rights Council, (UNHRC) headed by President Nazahat Shameen Khan; and the Office of the High Commissioner for Human Rights headed by Palias Wilson.

The objective of the Memorandum was to suggest the establishment of a Canadian Citizens Committee made up of representatives from the public who would then be able to present the concerns of Canadians with regard to the COVID Mandates. These would include Federal, Provincial and Municipal COVID Mandates. The Memorandum also addresses Canadian Citizens' concerns over the loss of jobs, fines issued for refusing to comply with unlawful mandates and concerns over the use of vaccine passports in violation of the Privacy Act.

The intention of the MOU was to operate together within the spirit of partnership with our elected representatives in accordance with the Constitution, The Canadian Charter of Rights and Freedoms, The Bill of Rights, The Privacy Act, and applicable International Laws governing Human Rights and Freedoms.

Canada Unity, its founders, and the supporting members have no political, corporate affiliations or influences. Canada Unity is not an anti-vaccine organization. Canada Unity stands for lawful freedom of choice, with no discrimination, under the law both National and International.

ref: MOU

The MOU was an undertaking born in a final effort to reach out and open a constructive dialog with the elected representatives of Canada who had previously ignored repeated letter campaigns, protests and attempts to be heard from their concerned constituents.

The MOU is a document to open a discussion. It has no influence or power, unless the parties named in this case the Canadian People and the Government of Canada, both agree to come to the table and open communication channels.

Amid slanderous, false allegations that the MOU was an insurrectionist document, designed to overturn the duly elected government, the MOU was officially withdrawn February 8th, 2022, so that it would in no way directly or indirectly interfere with the main objective of the ongoing Convoy for Freedom.

It is the position of Team Canada Unity that the MOU document was deliberately attacked by our Canadian government officials and the Canadian media with so much ferocity because it makes clear and direct mention to the host of National and International Human Right Laws that still to this very day are being violated by our own elected representatives and media.

So instead of democratically dealing with the core Discrimination and Segregation issues listed in the MOU, our government chose to break even more laws by unlawfully in intentionally implementing the Emergency Measures Act – that strangely is listed on the very last page of the MOU Reference: Page 6, Schedule K Crimes Against Humanity and War Crimes Act (S.C. 2000, c.24)

The current status of the MOU is that it is being modified to replace reference of the Charter of Rights and Freedoms with the Canadian Bill of Rights. The reason for this revision is that we now understand that the rights in the Charter are conditional because of the section one loophole where the rights protected in the Bill are not conditional.

Please note Team Canada Unity only withdrew the MOU, we fully plan on re-opening the MOU campaign very shortly because We the People of Canada, still want to sit down “DEMOCRATICALLY” with our Federal Government and have a Public Hearing into all Covid (Government Overreach) Mandates linked to discrimination and segregation that further will lead to crimes against humanity, against Canadians.

THE LAUNCH OF CANADA UNITY - CONVOY FOR FREEDOM

In the spring of 2021, my employer, of a trucking company where I was a full-time truck driver, came to me and said that I would need to provide proof I had been injected with the covid vaccines in order to be allowed access to our client's facilities. Due to this unlawful and discriminatory request, I was forced to quit my job.

I felt like my country had kicked me in the face, for I grew up believing we had human rights and fundamental freedoms recognized and protected in Canada. The Canadian Government body/system from Municipal, Provincial and Federal in my opinion have abused or ignored these rights protected in the Canadian Bill of Rights. As a result, millions of Canadians including myself are now victims of being segregated and discriminated against at levels I have never witnessed in my life before.

The discrimination and segregation I have had to endure as an COVID UNVAXXED Canadian gave me a new level of empathy and compassion for our Canadian Brothers and Sisters who have been discriminated or segregated upon. I learned I am not alone – In fact, there are Millions of Canadians that

are victims of this Governments **“fixation on discrimination and segregation by mandate.”** The graves of fallen victims from this government’s tyranny are still fresh with painful reminders of our past history that can never be forgotten nor erased.

Aug of 2021 I officially launched under my Canada Unity platform a strategic campaign calling on All Canadians to “Convoy for Freedom to Ottawa – Putting Unity into our CommUNITY” and departed faithfully to Ottawa on a mission from God to not only build an Historic Convoy, but more important to focus on one word – UNITY!

While in Ottawa for Operation BearHug 1.0 we showed Canadians and the World that the COVID Mandates are in fact UNLAWFUL, and we convoyed daily and held multiple lawful protests all over Ottawa with the police.

See BearHug1 Videos

LAUNCH OF CANADA UNITY – THE OFFICIAL CONVOY FOR FREEDOM

In December when I returned back to Calgary from Ottawa, I contacted my team and advised them as soon as we have 100% proof the Travel Mandates against Truckers are put on by the Federal GOV to launch Team Canada Unity - Convoy for Freedom - Operation Bear Hug Ottawa 2.0 which we Officially did on Jan 03rd. We added Operation BearHug Canada for those who could not attend coming to Ottawa in person. For months Team Canada Unity had been flooding social media with messages to Convoy for Freedom to Ottawa and had been working with several of the main national freedom groups (Like Police on Guard for Thee, Action for Canada, and many other Amazing Freedom Loving Groups across Canada promoting when the Federal Travel Mandates go on BE READY TO CONVOY TO OTTAWA. So, when the Government finally pulled the plug and mandated the vaccine on the trucking industry, we had a network of national support in place and as a trucker myself, I knew truckers will do what truckers will do when they have had enough – **WE CONVOY – AND CONVOY FOR FREEDOM WE DID!!**

What does a Canada-wide Convoy need? – A Final Destination (Ottawa – Parliament Hill) and a Purpose to Convoy (the UNLAWFUL Vax Mandates). Yes, there were lots of other valid reasons to convoy to Ottawa and exercise our LAWFUL RIGHTS TO ASSEMBLE AND PROTEST that participants may have had on their own accord, but the main reason adopted by the Convoy truckers and participants was to end the unlawful vaccine mandates for travel.

When you think of a “CONVOY” you think BIG TRUCKS/SEMI. I knew if we could get recreational vehicles, motorhomes, and the truckers to join as one body in the spirit of CANADA UNITY, we could make history and create the biggest convoy the world has ever seen, and WE DID JUST THAT!!!

FOR THE RECORD: THIS CONVOY CAN NOT BE CLAIMED BY ANY ONE PERSON – TENS OF THOUSANDS OF AMAZING CANADIANS CAME TOGETHER IN UNITY AND CREATED THE HISTORIC CONVOY FOR FREEDOM.

Special thanks to all the Grandmoms who made cookies and cupcakes, and to the hundreds of thousands of Canadians that lined the overpasses and highways from Coast 2 Coast and waved with pride our Canadian Flag.

What I observed during this social control exercise orchestrated by our government was that people were craving INTIMACY.

For those that do not know what a “BEARHUG” is and why it was introduced: This Convoy for Freedom to Ottawa over these unlawful mandates was always to be 100% Lawful and Peaceful.

To keep the peace as an Organizer, LOVE needed a way to express itself. Pretty hard to start a fight with a group that always wants to smile, give you a BIG HUG and then feed you. Only God would know how successful the "BEARHUG" would prove to bring strangers together in the Spirit of UNITY.

Most Canadians know the source of our laws in Canada start in Ottawa – when laws are being broken by our Government, we have a "DEMOCRATIC AND LAWFUL RIGHT" to assemble and protest at the location of the ROOT-CAUSE of our problems which is Parliament Hill. We have the right to ask for the Governor General, Senate, and the House of Commons (who makes and amends our Canadian laws) to step in and investigate / intervene on our behalf DEMOCRATICALLY. (Which we did - See MOU)

(See Evidence of CBC – Global – CTV spreading lies, falsely slandering James, and Sandra Bauder as insurrectionists who are trying to overthrow the Government all over the MOU, they wrote which led to defamation of character, and biased only content).

The Media nor the Government NOT ONCE asked anyone of my team for an interview about the MOU prior to releasing a very slanderous and damaging public and personal attack against my wife and me.

The media was driven by the Federal Government prior to the Convoy arriving in Ottawa based on testimony in the Inquiry recently. The accusations of right-wing extremism or racism is not a view we align ourselves with. In fact, we have evidence to show the courts from report by the Ottawa Police proving their Police force are targeting Middle Eastern, Black and Indigenous individuals. These reports show some damaging information regarding the targeting of these individuals. If extremism will be pointed at our team, it would be fair to point out that Ottawa Police have serious issues with corruption, racism, and possibly other crimes. Again – If proof and evidence is needed, I have it.

After officially launching Canada Unity – Convoy for Freedom – Operation BearHug 2.0 on Jan 03rd my phone went crazy. Bridgette Belton, (a fellow Trucker) connected with me for the first time on Jan 12th to discuss having me change the arrival date of Convoy for Freedoms – BearHug Ottawa 2.0. I agreed to work in unity with Bridgette and her team. I was also pleased to discover Bridgette had been working with a group of her truckers' friends down in Southeastern Ontario to form a convoy and that she was also working with Chris Barber who was also doing the same. Same day I contacted Pat King and invited him to join our convoy in the spirit of unity. Pats role was to fill a Captains position for Northern Alberta and BC and help with media. It was no secret that I did not like Pat, however we both agreed to put our indifferences aside for the greater good.

In December 2021, if you were a trucker the topic of vaccine mandate and CONVOY was exploding on social media because Trudeau was supposed to put the Federal Vaccine Mandate on Truckers starting in December. Canada-wide truckers were talking CONVOY TO OTTAWA all on their own without knowing each other. So, in Jan 2022, when the UNLAWFUL FEDERAL VACCINE MANDATE ON TRUCKERS BECAME OFFICIAL – the gloves came off and the words CANADA WIDE CONVOY – OTTAWA – FREEDOM AND – END THE MANDATES erupted all over social media.

On Jan 13th, all groups collectively merged in UNITY so that all convoy routes across Canada Team Canada Unity had put together were covered. This merger of TRUCKERS UNITING FOR A CANADA WIDE CONVOY was captured online and sparked a UNITY FLAME across Canada that we could not put out if we tried. The word Convoy for Freedom and Operation BearHug got out internationally, deeply embarrassing our Liberal Minister, specifically Trudeau and Freeland as they were called out by the International Community as they rightfully should be.

With everything being thrown at us by the police and the mainstream media, we dug in and adapted, persevered and we rose in defiance with more BEARHUGS, BOUNCY CASTLES & MORE LOVE FOR EACH

OTHER THAN I HAVE EVER WITNESSED BEFORE. Thank you, Canada, for touching our hearts and giving us all HOPE.

Sandra and I walked about the protest and the surrounding streets where the convoy trucks were positioned and always observed that the lawful protestors left one lane open, intersections open and sidewalks open on all streets that the lawful protestors were positioned on. It was the police that blocked off Medcalf, O'Connor, Bank, Kent, Slater, and a few blocks up from Wellington. Cooperation for the most part was positive between foot police and protestors except for when the unlawful confiscation of jerry cans took place by the OPS which broke the trust that many on both sides were trying very hard to maintain.

Sunday February 20th James and Sandra Bauder were arrested.

In the early morning of Sunday Feb 20th, I came out of the Arc Hotel to discover my motorhome - UNITY1 (which was parked legally on the street) was surrounded by +15 police officers who had a crowbar and were trying to break in through the side door. I approached an officer and pleaded he did not need to break my door and that I could provide the keys. He told me to get the keys which was in my hotel room. I ran back to my room, grabbed my keys, and told Sandy the police were trying to take UNITY1 by force.

I then went back to talk with the police officer and handed him my keys. Again, I was told I needed to leave ASAP which I told the police officer I was in full agreement to do as soon as we packed up our belongings in the hotel room. I was calmly and respectfully talking with the police officer about a large three-foot-high snowbank impeding me from leaving safely and was told to get a shovel. I also observed a snow clearing crew a half a block away working towards me, turned to the officer and mentioned this fact who ignored me as he was listening to my wife and the senior Staff Sergeant. My wife, Sandra Bauder started talking with another officer who was a staff sergeant. She was asking him for his badge number, and I could hear he did not like being asked to provide his identification. I was talking with the police officer I handed my keys to about the snowbank blocking me from leaving (impossible for a big motorhome to drive through a 3-foot-high snowbank) while Sandra was talking with the Sergeant (who was not interested in the snowbank blocking us from leaving conversation I was having with the other officer), – and the Sergeant was repeatedly yelling, “LEAVE NOW OR BE ARRESTED”. Then unexpectedly, BAM – the words, you are under arrest was heard from the sergeant and we were both placed in handcuffs. My wife and I, both fully cooperated with the police during the arrest. I will never forget the feeling of being separated from my wife and not being able to protect her, so I prayed to God to protect my wife for me, and He did.

Sad is that if the Police officer who took my keys to UNITY1 had only given my wife and me 30 minutes to pack our bags and check out of the Arc hotel, by that time the snow clearing crew would have opened up the street that was blocking UNITY1 and we would have been able to leave without incident.

(SEE VIDEO of James and Sandy being arrested).

MY WIFE AND I SHOULD NEVER HAVE BEEN ARRESTED AFTER THE EMERGENCY ORDER WAS IMPLIMENTED FOR WE COMMITTED NO CRIMES.

My wife and I would not have been arrested had Justin Trudeau 1st communicated vs dictating and secondly not disrespected our Canadian democratic process, had he followed due process and waited for a vote from cabinet and then royal assent. Instead, Mendocino brought it in unlawfully without a cabinet vote. No arrests would have been made or needed and no grandmas would have been trampled by police horses!!!

Our motorhome "UNITY1" was towed shortly after our arrest and impounded for a week. (Later we discovered when we got it out of impound it had been damaged on the inside by the police). Try paying for an impound bill when the Government has unlawfully seized your bank account - which was the case for my wife and I and many other innocent law-abiding Canadians.

Sandy and I were both charged with Disobeying a Lawful Court Order, Obstruct/Resist a Peace Officer, and Mischief Obstruct Property with notices to appear in court. We were both fingerprinted then released the same day of our arrest without any bail conditions other than we were to leave the red zone and were not allowed to access downtown Ottawa or access our belongings left at the hotel, nor allowed to pick up our family pet that was still at the Arc hotel. We fully complied and never returned back to downtown Ottawa – red zone. We had our friends pick up our pet and belongings at the Arc hotel and then my wife and I waited in exile, with no access to our bank account in Quebec for a week until we could retrieve our Motorhome from the Ottawa impound on February 28th. Also, to be noted: Thanks to Minister Chrystia Freeland, We had our bank accounts unlawfully frozen by the Government and as a result we had no access to money for approx. two weeks.

In summary,

The unlawful use of the Emergency Order invoked by Justin Trudeau on February 14, 2022, constitutes treason.

1. There were no grounds as required by section 3 of the Emergencies Act as there was no severe danger to the lives Health and safety of citizens.
2. The order was made by Minister Marco Mendicino rather than by the full Cabinet and Royal Assent as required by section 17(1) of the Emergencies Act. And the implementation of the emergency order violated paragraph 3 because he used excessive violence to violate Canadian Bill of Rights section 1 (d) freedom of speech and section 1 (e) freedom of assembly and association.

What the Canadian Federal and Provincial Governments as listed within this document did to “ALL CANADIANS” meets the definition of TREASON. They have proved that the executive body of the Government of Canada has failed to use the one tool they are paid to use and have always had at their disposal for free compliments from the Canadian Taxpayers which is COMMUNICATION!!!

Had the Canadian government chosen to contact Myself or, Bridgette or Chris, or Martin (The Official Convoy Truckers Team of Official Organizers) or any of the other newly “**self-appointed organizers**” and said let us sit down like grownups and discuss the UNLAWFUL COVID MANDATES, I am confident that we could have reached an agreement and the Majority of the Convoy would have returned back home to start rebuilding their lives this Government has unlawfully destroyed.

I have concerns about this Public Order Emergency Commission being unbiased because just as the Emergencies Order was brought in illegally so was this commission. The Emergencies Act section 63(1) requires a vote by Cabinet and Royal Assent to establish the commission. However, this commission was established on the recommendation of Trudeau, and Bill Blair to set it up, selecting the lawyers and commissioners that are running it.

I also pray to God that those that have UNLAWFULLY Discriminated and Segregated any of my fellow Canadians over the “UNLAWFUL COVID MANDATES” are held accountable under the law for whatever crimes they may have committed against my fellow Canadians and Humanity.

Link. Criminal Incident Report listing Justin Trudeau for Treason

NOTE: WE WILL BE FILING MULTIPLE LAWSUITS AGAINST ALL THOSE THAT HAVE SLANDERED AND DISCRIMIATED AGAINST US!!!

May God Bless Canada and forgive us all for our trespasses against each other, and may God bring us together as one United Canadian Family in LOVE, PEACE, and UNITY.

Together in UNITY, the TRUTH shall set us FREE.

Respectfully,

James Ralph Bauder,

President and Founder – Canada Unity – Convoy For Freedoms – Putting UNITY Into the CommUNITY – Operation Bear Hug Ottawa - Operation Bear Hug Canada - Sign The Mou - Trudeau for Treason